

DECLARATION WITH POWER

torney's Docket No. 00891-044P

I, the undersigned inventor hereby declare that my residence, post office address, and my citizenship are correctly stated below following my signature; that to the best of my knowledge I am the first, original and joint inventor of the invention described and claimed in the application for United States Letters Patent, having the title New Hydroxyindoles, their Use as Inhibitors of Phosphodiesterase 4, and Process for their Preparation, the description of which is/was filed in the United States Patent and Trademark Office, and I state that I reviewed and understand the contents of the enclosed specification and claims and of any amendment thereof specifically referred to hereinabove, and recognize my obligation pursuant to 37 C.F.R. 1.56 to disclose all information that is material to the examination and prosecution of this patent application. I hereby state that I authorized the filing of this application.

I hereby claim the benefit of priority under 35 U.S.C. 119 of German patent application No. 198 18 964.8, filed on April 28, 1998, and

No. 199 17 504.7, filed on April 17, 1999.

I hereby appoint Fritz L. Schweitzer, Jr. Reg. No. 17,402; Michael A. Cornman, Reg. No. 20,672; Gabriel P. Katona, Reg. No. 20,829; Meyer A. Gross, Reg. No. 22,036; Jay A. Bondell, Reg. No. 28,188; Fritz L. Schweitzer, III, Reg. No. 39,363; and Robert I. Pearlman, Reg. No. 18,881, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith, and I hereby request that all correspondence herein be directed to Schweitzer Cornman Gross & Bondell, LLP, 230 Park Avenue, New York 10169; phone (212)986-3377; fax (212)986-6126.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor: Norbert Höfgen; Signature Norbert Höfgen
Residence: Ottendorf-Okrilla, Germany; Citizenship: German
Postal address: Hufenweg 1, D-01458 Ottendorf-Okrilla, Germany

Inventor: Ute Egerland; Signature Ute Egerland
Residence: Radebeul, Germany; Citizenship: German
Postal address: Iedenweg 14, D-01445 Radebeul, Germany

Inventor: Hildegard Poppe; Signature Hildegard Poppe
Residence: Dresden, Germany; Citizenship: German
Postal address: Kieler Straße 6, D-01109 Dresden, Germany

Inventor: Degenhard Marx; Signature Degenhard Marx
Residence: Radebeul, Germany; Citizenship: German
Postal address: Gradsteg 16, D-01445 Radebeul, Germany

APR-07-1999 10:37

SCHWEITZER CG AND B LLP

212 986 6126 P.04/05

981

Inventor: Stefan Szelényi; Signature: Stefan Szelényi
Residence: Schwaig, Germany; Citizenship: German
Mailing address: Händelstraße 32, D-90571 Schwaig, Germany

Inventor: Thomas Kronbach; Signature: Thomas Kronbach
Residence: Radebeul, Germany; Citizenship: German
Mailing address: Elbstraße 3B, D-01445 Radebeul, Germany

Inventor: Emmanuel Polymeropoulos; Signature: _____
Residence: Frankfurt, Germany; Citizenship: Greek
Mailing address: Beethoovenstraße 60, D-60325 Frankfurt, Germany

Inventor: Sabine Heer; Signature: Sabine Heer
Residence: Radebeul, Germany; Citizenship: German
Mailing address: Lindenaustraße 13, D-01445 Radebeul, Germany

Inventor: **Stefan Szelenyi**; Signature: _____

Residence: Schwaig, Germany; Citizenship: German

Mailing address: Händelstraße 32, D-90571 Schwaig, Germany

Inventor: **Thomas Kronbach**; Signature: _____

Residence: Radebeul, Germany; Citizenship: German

Mailing address: Elbstraße 3B, D-01445 Radebeul, Germany

Inventor: **Emmanuel Polymeropoulos**; Signature: E. Polymeropoulos

Residence: Frankfurt, Germany; Citizenship: Greek

Mailing address: Beethoovenstraße 60, D-60325 Frankfurt, Germany

Inventor: **Sabine Heer**; Signature: _____

Residence: Radebaul, Germany; Citizenship: German

Mailing address: Lindenastraße 13, D-01445 Radebeul, Germany